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Paper No.

Cervitech, Inc.
c/o NuVasive, Inc.
7475 Lusk Blvd.
San Diego CA 92121

MAILED

AUG 22 2011

OFFICE OF PETITIONS

In re Application of	:	
Keller	:	
Application No. 10/567,966	:	
In re Patent No. 7,927,337	:	DECISION ON PETITION
Filing Date: February 10, 2006	:	PURSUANT TO 37 C.F.R.
Issue Date: April 19, 2011	:	§ 3.81(B)
Attorney Docket Number: 368US1	:	
Title: BONE SEPARATOR	:	

This is a decision on the petition pursuant to 37 C.F.R. § 3.81(b), filed August 8, 2011, to correct the Assignee's information on the Issue Fee Transmittal Form PTOL-85(b).

The petition is **GRANTED** to the extent that a Certificate of Correction will be issued, correcting the Assignee information to "Cervitech, Inc."

With this petition, Petitioner requests that a Certificate of Correction be issued to correct the assignee information that appears on the face of the patent. Petitioner has requested that the name of the Assignee should be changed from NuVasive, Inc. to Cervitech, Inc.

37 C.F.R. § 3.81(b), effective June 25, 2004, reads:

(b) After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in 3.11 before issuance of the patent, and must include a request for a certificate of correction under 1.323 of this chapter (accompanied by the fee set forth in 1.20(a)) and the processing fee set forth in 1.17(i) of this chapter.

Petitioner has set forth that the assignment was submitted for recordation as set forth in 37 C.F.R. § 3.11 before issuance of the patent, and Office records confirm that an assignment was received in the Office on February 21, 2006, listing Cervitech, Inc. as the Assignee.

Payment of the required \$100 certificate of correction fee and the \$130 processing fee is acknowledged.

The Certificates of Correction Branch will be notified of this decision so that the requested Certificate of Correction can be issued, correcting the Assignee information to "Cervitech, Inc."

The Certificates of Correction Branch will note that Petitioner has further requested the correction of text in the specification of the patent.

Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225. Any questions concerning the issuance of a certificate of correction should be directed to the Certificates of Correction Branch at (703) 756-1814.

/Paul Shanowski/
Paul Shanowski
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Office of Petitions